

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) RSW920030179US1	
In re Application of David M. Oliver			
Application Number 10/774,651		Filed February 6, 2004	
For METHOD, SYSTEM, AND COMPUTER PROGRAM PRODUCT FOR ACTIVATING NON-SMS DEVICE USING CHAT PROTOCOL			
Art Unit 2153		Examiner Philip S. Scuderi	

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) (paid for with previous Notice of Appeal) \$ 510.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director has already been authorized to charge fees in this application to Deposit Account No. **09-0461**.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0461.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is being filed concurrently.

I am the

☐ applicant /inventor

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.
Registration number 32,942

☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a). _____

/Mark D. Simpson/
Signature

Mark D. Simpson
Typed or printed name

215 972 7880
Telephone number

July 16, 2008
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.